

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

STEVE ALAN MAHONEY,

Plaintiff,

v.

PIERCE COUNTY JAIL et al.,

Defendants.

No. C10-5238BHS/JRC

ORDER GRANTING AN EXTENSION OF  
TIME

This civil rights action brought pursuant to 42 U.S.C. § 1983 has been referred to United States Magistrate Judge J. Richard Creatura pursuant to 28 U.S.C. § 636(b)(1)(A) and (B), and Local Magistrate Judge's Rule MJR3 and MJR4.

Plaintiff seeks a one hundred and twenty day extension to respond to a pending motion to dismiss (ECF No. 23). Defendants have responded that they would not oppose a two week extension, but oppose a "four month" extension (ECF No. 24). Plaintiff has replied and notes that with the holidays his ability to get copies and access the library is limited. (ECF No. 25).

Plaintiff's reasons for seeking an extension include his being moved from one facility to another and not getting his materials or the motion in a timely manner: health problems; lack of access to a law library; and trouble getting copies made. Plaintiff has shown good cause for an

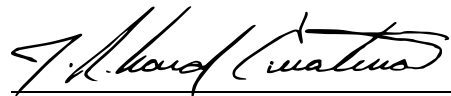
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1 extension of time. A two week extension would be unreasonably short, however, a four month  
2 extension seems unreasonably long.

3 The motion is GRANTED IN PART. A response to the motion to dismiss will be due on  
4 or before January 28, 2011. Any reply defendants wish to file must be filed on or before  
5 February 4, 2011. Defendant's motion to dismiss, (ECF No. 16), is re-noted for **February 4,**  
6 **2011.**

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8 The Clerk is directed to send copies of this Order to Plaintiff.

9 DATED this 8th day of December, 2010.  
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13 J. Richard Creatura  
14 United States Magistrate Judge  
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